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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/811,105	03/26/2004	Doug Ingalls	8104-0001	9224
39207 7590 12/28/2006 SACCO & ASSOCIATES, PA P.O. BOX 30999 PALM BEACH GARDENS, FL 33420-0999			EXAMINER HAUPT, KRISTY A	
			ART UNIT	PAPER NUMBER
			2876	
SHORTENED STATUTORY PERIOD OF RESPONSE		MAIL DATE	DELIVERY MODE	
2 MONTHS		12/28/2006	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

<b>Office Action Summary</b>	Application No.	Applicant(s)	
	10/811,105	INGALLS, DOUG	
	Examiner	Art Unit	
	Kristy A. Haupt	2876	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 3/26/04.
- 2a) ☐ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☒ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-30 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-30 is/are allowed.
- 6) ☐ Claim(s) \_\_\_\_\_ is/are rejected.
- 7) ☒ Claim(s) 8,15,24,25 and 30 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 26 March 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                       | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | Paper No(s)/Mail Date. _____                                      |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>3/04</u> .  | 6) <input type="checkbox"/> Other: _____                          |

## **DETAILED ACTION**

### ***Claim Objections***

1. Claims 8, 15, 24 and 25 are objected to because of the following informalities:  
“within arm’s reach” is vague and can have different meanings as it depends on whose arm is near the bin. Appropriate correction is required.
2. Claim 24 is objected to because of the following informalities: There is a period and a comma in the middle of line 9 of the claim. Appropriate correction is required.
3. Claim 30 is objected to because of the following informalities: There is lack of antecedent basis for “said prepackaged sets” in line 11 of the claim. Appropriate correction is required.

### ***Allowable Subject Matter***

4. Claims 1-30 are allowed.
5. The following is a statement of reasons for the indication of allowable subject matter:

The prior art of record fails to teach or fairly suggest to one of ordinary skill in the art, in conjunction with all the other limitations of the claims:

With respect to claim 1 and all its dependencies:

- A method for operating a tattoo studio comprising the steps of identifying a bin designator to locate a storage bin containing a tattoo stencil from a schedule that is associated with a product display unit comprising the

tattoo designs, scanning a barcode at the storage bin that is associated with a stencil, scanning at least a second barcode that is associated with a tattoo enhancement and registering a sale based on a price that is determined by the scanning steps

With respect to claim 11 and all its dependencies:

- A method for operating a tattoo studio comprising the steps of identifying a bin designator to locate a storage bin containing a tattoo stencil providing a tattoo design selected by a customer, scanning a barcode that is associated with the selected stencil, registering a sale based on a price that is determined by the scanning step and providing a receipt that includes at least a total cost and tattoo care instructions

With respect to claim 24 and all its dependencies:

- A tattoo studio kit comprising a display unit of tattoo designs, a bin designator schedule that identifies a bin where a stencil for a tattoo design is stored, a barcode disposed by the bin and corresponding to one of the designs, at least a second barcode that is associated with a tattoo enhancement and a scanner that is connected to a cash register system to read the barcodes and register a sale based on a price that is determined by the barcodes

With respect to claim 25 and all its dependencies:

- A tattoo studio kit comprising a display unit of tattoo designs, a bin designator schedule that identifies a bin where a stencil for a tattoo design

is stored, at least one barcode disposed by the bin and corresponding to one of the designs and a scanner that is connected to a cash register system to read the barcodes and register a sale based on a price that is determined by the barcodes

With respect to claim 30 and all its dependencies:

- A method for operating a tattoo studio comprising the steps of determining a bin designator based on the selection of a tattoo design from a customer, using the bin designator to locate a storage bin that contains the selected stencil, scanning a barcode associated with the selected stencil, registering a sale based on a price determined by the scanning and verifying that a recorded number of a particular type of stencils that remain in inventory correlates to an actual number of stencils remaining in inventory by calculating a match code and comparing the code with the number of stencils remaining in an opened one of the prepackaged sets

6. As allowable subject matter has been indicated, applicant's reply must either comply with all formal requirements or specifically traverse each requirement not complied with. See 37 CFR 1.111(b) and MPEP § 707.07(a).

#### ***Contact Information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kristy A. Haupt whose telephone number is (571) 272-8545. The examiner can normally be reached on M-F 7:00-3:30.

Art Unit: 2876

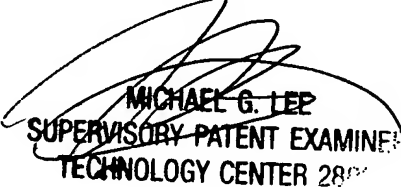
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael G. Lee can be reached on (571) 272-2398. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

12/20/06

KAH

1/20/07

  
MICHAEL G. LEE  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2876